

Defendant Dr. Sales was not a party to the suit when Roane County defendant employees were previously disposed. Whether or not Roane County defendant employees

are granted qualified immunity has no bearing on Dr. Sales' need or ability to depose them prior to the Court ruling on the issue of qualified immunity. They are fact witnesses. Accordingly, Roane County defendants' motion for protective order [Doc. 168] is **DENIED**.

IT IS SO ORDERED.

s/Thomas W. Phillips
UNITED STATES DISTRICT JUDGE